01:37:35	1	And they are also two-dimensional with
01:37:37	2	respect to the fact that they're not social
01:37:39	3	networks.
01:37:39	4	Q. So people could tie together, is that --
01:37:41	5	A. I don't believe that people do -- I believe
01:37:43	6	that these are more of a sort of a direct
01:37:47	7	listing in these things.
01:37:48	8	Q. Are you speculating or did you know -- do
01:37:50	9	you know that to be true?
01:37:51	10	A. I'm almost certain at the time that there
01:37:53	11	was no real social networking components to
01:37:57	12	these websites.
01:37:58	13	Q. Are you familiar with a company called Club
01:38:02	14	Nexus?
01:38:02	15	A. I've heard of that website, yeah, but I did
01:38:05	16	not actually hear about it until the summer
01:38:07	17	of 2004.
01:38:08	18	Q. Do you know what it is?
01:38:08	19	A. I believe it was a Stanford community.
01:38:12	20	Q. And was it -- how was it different than what
01:38:16	21	you conceived HarvardConnection to be?
01:38:19	22	A. Well, I think in some ways it was similar.
01:38:21	23	We're talking about a social network, an
01:38:23	24	on-line community based at the college
01:38:25	25	level. There was no mention of the site

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01:38:28	1	from our side. We had not heard of it, and
01:38:32	2	there was no mention from Mr. Zuckerberg's
01:38:34	3	side about the site. And also, as I pointed
01:38:38	4	out, Club Nexus was a project specifically
01:38:42	5	and only for Stanford students. It was not
01:38:45	6	a project meant to branch out to other
01:38:49	7	campuses or interconnect on a higher level.
01:38:51	8	Q. And so the point of differentiation between
01:38:58	9	Club Nexus and HarvardConnection is that
01:39:01	10	HarvardConnection had a plan to roll out to
01:39:03	11	other universities?
01:39:04	12	A. You know, I haven't seen the Club Nexus
01:39:08	13	website. I don't believe it's operational,
01:39:09	14	so I can't tell you exactly piece by piece
01:39:12	15	like what the difference between the
01:39:14	16	websites are. I know it was basically a
01:39:16	17	project by some students there. It was only
01:39:18	18	intended for the Stanford community. That's
01:39:21	19	where it stayed. That's where it died. I
01:39:23	20	know that our project was a social network
01:39:25	21	that was -- specifically the end goal was to
01:39:29	22	leave Harvard and actually interconnect all
01:39:32	23	the schools together. That was one of the
01:39:34	24	major differences, I would say.
01:39:35	25	Q. And do you know when Club Nexus launched?

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01:39:40	1	A. As I said, I believe it launched before,
01:39:42	2	probably in 2001/2002, but as I said before,
01:39:48	3	I was not aware of it and none of us had
01:39:50	4	come across that site until 2004.
01:39:52	5	Q. Have you ever heard of a company called
01:39:53	6	inCircle?
01:39:55	7	A. I have heard of it now, but again, I was
01:39:59	8	unaware of it at the time.
01:40:00	9	Q. And what do you understand inCircle to be?
01:40:02	10	A. I believe it's a social network, or it was.
01:40:04	11	Q. And is it for, you know, university-specific
01:40:08	12	communities?
01:40:08	13	A. I believe it's a macro level social network.
01:40:11	14	Q. Meaning what?
01:40:12	15	A. Meaning anybody can join.
01:40:14	16	Q. Anybody can join it.
01:40:15	17	And so it's not for like college
01:40:18	18	alumni or anything like that?
01:40:19	19	A. I'm sure some of the people joining could be
01:40:23	20	college alumni, but is it specifically
01:40:26	21	geared towards that demographic? Does it
01:40:28	22	require people with a college affiliation or
01:40:30	23	an e-mail to sign up? I don't believe so.
01:40:32	24	Q. Do you know when it was launched?
01:40:35	25	A. I think I would say 2001/2002 maybe.

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01:40:39	1	Q.	What about Affinity Engines; are you
01:40:42	2		familiar with that company?
01:40:43	3	A.	I've heard of Affinity Engines, yes.
01:40:47	4	Q.	And what do they do?
01:40:49	5	A.	I believe they make alumni social networks.
01:40:51	6	Q.	And for specific alumni groups?
01:40:54	7	A.	Yeah. I believe they sell it to different
01:41:00	8		universities.
01:41:01	9	Q.	And do you know when it was launched?
01:41:03	10	A.	No, but I think that some of the individuals
01:41:07	11		involved with Affinity Engines were involved
01:41:11	12		with Club Nexus.
01:41:12	13	Q.	And why do you think that?
01:41:13	14	A.	Because I spoke with one member of Affinity
01:41:20	15		Engines. He just, you know, asked -- I
01:41:23	16		think one day he asked me what, you know,
01:41:25	17		just said hello in ConnectU and he mentioned
01:41:29	18		that he -- I think he was involved with that
01:41:30	19		project.
01:41:33	20	Q.	And do you know when Affinity Engines
01:41:37	21		launched?
01:41:37	22	A.	I don't know, but, again, Affinity Engines
01:41:40	23		is strictly an alumni-based company.
01:41:44	24	Q.	So what's the difference between Affinity
01:41:47	25		Engines and your view of HarvardConnection?

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01:41:50	1	A. Well, again HarvardConnection allows
01:41:52	2	students to connect to students, students to
01:41:56	3	connect to alumni, alumni to connect to
01:41:56	4	students. I mean, it's not defined as an
01:41:58	5	alumni social network, it's defined as a
01:42:01	6	school social network. It's also not -- a
01:42:05	7	company like Affinity Engines sells it to an
01:42:10	8	alumni association. Ours is separate
01:42:10	9	outside of the alumni association, and it
01:42:12	10	allows student to student, student to
01:42:13	11	alumni, et cetera.
01:42:14	12	Q. Now, how could alumni sign on to
01:42:17	13	HarvardConnection?
01:42:18	14	A. They could get a post e-mail address which
01:42:21	15	is now -- at this stage in the game is
01:42:24	16	pretty much given to everybody by default,
01:42:27	17	but let's say you were a class of '67 from
01:42:30	18	Harvard when they didn't have e-mail. You
01:42:33	19	could go to the Harvard web -- whatever
01:42:34	20	website was and apply for a post e-mail and
01:42:36	21	apply.
01:42:37	22	Q. What's a post e-mail?
01:42:39	23	A. Post just is a forwarding account, so if you
01:42:41	24	go to Harvard, you can be a student and --
01:42:43	25	you can get an e-mail for when you graduate

01:42:46	1	that you can specify pretty much any first
01:42:50	2	part of the e-name. It could be, you know,
01:42:52	3	your first name @post.harvard.edu, and so
01:42:57	4	that would fulfill our Harvard.edu
01:43:04	5	requirement.
01:43:04	6	Q. Are you familiar with a group called CU
01:43:06	7	Community?
01:43:07	8	A. Yes, I've heard of CU Community, but, again,
01:43:11	9	I did not hear about CU Community till
01:43:14	10	spring of '04. I had not heard of it prior
01:43:17	11	to meeting with Mr. Zuckerberg or during our
01:43:20	12	meetings -- meeting.
01:43:20	13	Q. And what was CU Community?
01:43:21	14	A. I believe CU Community was basically a
01:43:23	15	meeting place of some sort with -- allowing
01:43:28	16	Columbia students to post information up
01:43:29	17	onto the website like pictures, and maybe
01:43:32	18	they had forums and whatnot.
01:43:35	19	Q. Was it a social network?
01:43:37	20	A. I don't know. I am not sure what -- I don't
01:43:39	21	know if they were -- they allowed that
01:43:41	22	functionality.
01:43:41	23	Q. And do you know when they launched?
01:43:44	24	A. As I said, they were before, I think. I
01:43:49	25	believe they were in 2002, but we had not

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01:43:51	1		heard of them or mentioned any of that
01:43:52	2		information to any other...
01:43:57	3	Q.	What about something called MIT Matchup;
01:44:02	4		have you ever heard of that?
01:44:03	5	A.	I think maybe I did hear about that. I
01:44:06	6		mean, I think that's basically -- again, I
01:44:09	7		don't recall what that was, but I think that
01:44:11	8		might have been just sort of a lottery shoot
01:44:13	9		where you put in your e-mail maybe and it
01:44:15	10		matches you up or something like that. But
01:44:19	11		I don't know that site. I don't know --
01:44:20	12		never saw it, don't really know to what
01:44:22	13		extent --
01:44:23	14	Q.	Was it a dating site?
01:44:25	15	A.	It might have been. I think so. I don't
01:44:29	16		know, though, exactly what...
01:44:33	17	Q.	And do you know where it was started?
01:44:34	18	A.	I would assume MIT.
01:44:36	19	Q.	Was it rolled out to Harvard or anywhere
01:44:38	20		else?
01:44:38	21	A.	I don't know. And I think that, again,
01:44:42	22		it's -- I think it was a very flat site in
01:44:46	23		scope. I don't believe it was a social
01:44:47	24		network. I think it was basically a lottery
01:44:50	25		where you threw in -- maybe filled out some

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01:44:53	1	parameters, and, you know, it ran an
01:44:55	2	algorithm and spit some stuff out.
01:44:58	3	Q. What about Crimson Connection; are you
01:45:02	4	familiar with that?
01:45:02	5	A. No. I may have gone to that domain, but I
01:45:06	6	don't believe -- I can't recall exactly what
01:45:07	7	Crimson Connection is right now.
01:45:10	8	Q. SEASCommunity?
01:45:12	9	A. I believe SEAS is -- was either the
01:45:16	10	precursor or the -- or after CU Community.
01:45:20	11	Q. And do you know what SEASCommunity is?
01:45:23	12	A. I believe it's the same sort of Columbia-
01:45:25	13	based messaging board, website.
01:45:30	14	Q. And Campus Network?
01:45:31	15	A. I believe that's the further incarnation of
01:45:34	16	SEAS, CU and then Campus Network.
01:45:40	17	Q. Have you ever heard of Crimsonhookups.com?
01:45:44	18	A. I think so, but I don't -- yeah, I've heard
01:45:47	19	of it, but I don't know about its time
01:45:48	20	frame. I don't know where it falls into
01:45:50	21	play.
01:45:50	22	Q. Do you know what it is?
01:45:51	23	A. I would assume it's a dating site.
01:45:54	24	Q. HarvardParties.com?
01:45:56	25	A. Yeah, that's just a party directory, party

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01:45:59	1	directory.
01:45:59	2	Q. And did you ever sign on to it?
01:46:01	3	A. I might have looked at it, maybe looked at
01:46:05	4	some pictures, but that's just basically --
01:46:07	5	it's an informational website. It's
01:46:09	6	really -- there's no social networking.
01:46:12	7	There's no -- that's a flat page.
01:46:14	8	Q. And what about WesMatch?
01:46:16	9	A. No, have not, have not heard about that.
01:46:19	10	Q. Have you ever heard about it?
01:46:21	11	A. I think I remember reading about that last
01:46:23	12	spring.
01:46:23	13	Q. And what is WesMatch?
01:46:25	14	A. I think it's for Wesleyan University, and it
01:46:29	15	matched people up for dating, I guess. I
01:46:33	16	don't know, though. I'm -- I believe that's
01:46:35	17	what it is.
01:46:36	18	Q. And do you know how it was different, if at
01:46:39	19	all, from HarvardConnection?
01:46:41	20	A. Well, I don't -- I don't know if it had any
01:46:45	21	social networking components. Clearly the
01:46:48	22	name indicates that it started and stopped
01:46:51	23	on Wesleyan, and I think that there was no
01:46:57	24	plan to branch that out. And, again,
01:47:00	25	that's -- HarvardConnection dating -- using

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01:47:04	1	the website for dating is one sort of part
01:47:09	2	of the user functionability of the site.
01:47:36	3	Q. Isn't it true that Divya Narendra never
01:47:38	4	considered this information about a
01:47:39	5	university-based community confidential?
01:47:43	6	MR. HORNICK: I'll object to the
01:47:44	7	form of the question, but you can answer it.
01:47:46	8	A. No, I don't believe that he thought it
01:47:48	9	was -- I don't believe that that was true.
01:47:52	10	I believe that he did think that it was
01:47:53	11	confidential.
01:47:56	12	Q. Do you know who else Mr. Narendra talked to
01:48:00	13	about this website development project?
01:48:05	14	A. The only people that Divya have talked to in
01:48:09	15	terms of website project would have been
01:48:12	16	prospective programmers or programmers that
01:48:15	17	we had and people, perhaps close, trusted
01:48:23	18	friends maybe, to test parts of the site
01:48:29	19	were clearly instructed that it was
01:48:30	20	confidential, proprietary. And the only
01:48:34	21	other people would have been perhaps one or
01:48:38	22	two or maybe three prospective employers
01:48:41	23	that he was interviewing with who couldn't
01:48:44	24	possibly have been in a position to compete.
01:48:46	25	Q. With respect to these prospective employers,

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06:07:18	1	(Recess taken.)
06:11:29	2	THE VIDEOGRAPHER: The time is
06:11:32	3	6:11, and we are back on the record.
06:11:37	4	BY MR. HAWK:
06:11:38	5	Q. Just a couple more questions. When someone
06:11:43	6	went to the HarvardConnection URL in --
06:11:49	7	prior to February 4, 2004, what did they
06:11:56	8	see?
06:11:56	9	A. They saw a front page.
06:12:00	10	Q. Was there ever anything accessible on the
06:12:03	11	website prior to February 2004 other than
06:12:07	12	just a single front home page?
06:12:10	13	A. I believe that they would have to log in to
06:12:14	14	get to the bulk of the site functionality.
06:12:18	15	I think there may have been a splash -- like
06:12:23	16	if you -- I think you could go one step
06:12:26	17	beyond the front page and access what would
06:12:29	18	be a search field, but it would -- to do any
06:12:31	19	kind of searching would prompt you for a
06:12:33	20	log-in.
06:12:35	21	Q. And what did you need to log in?
06:12:37	22	A. You would have to register.
06:12:38	23	Q. And when could people register for the
06:12:42	24	HarvardConnection -- first register for the
06:12:45	25	HarvardConnection website?

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06:12:46	1	A. See, I think the registration pages were
06:12:49	2	never actually completed, and so I don't
06:12:53	3	believe a user could register unless the
06:12:55	4	programmer registered them.
06:13:00	5	Q. How many -- how many people were registered
06:13:03	6	by the programmers or otherwise prior to
06:13:06	7	February 4, 2004 for HarvardConnection?
06:13:08	8	A. I think myself, Divya, Tyler, Victor,
06:13:14	9	Sanjay. I'm not sure if Mark was
06:13:16	10	registered. Joseph Jackson would have been.
06:13:22	11	I believe those would be all the people that
06:13:24	12	were registered.
06:13:24	13	Q. You don't think there was anyone besides
06:13:28	14	yourself and the programmers and the
06:13:29	15	partners of HarvardConnection that were ever
06:13:31	16	registered prior to February 4, 2004?
06:13:33	17	A. One -- there may have been a trusted friend
06:13:39	18	that was asked to potentially test out the
06:13:41	19	site who was registered, but --
06:13:43	20	Q. How many trusted friends were asked?
06:13:45	21	A. There may have been one or two.
06:13:49	22	Q. What did you need to log in?
06:13:51	23	A. A user name and password.
06:13:54	24	Q. And how many people were ever given this
06:13:57	25	user name and password prior to February 4,

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06:14:00	1	2004?
06:14:01	2	A. I mean, those -- the people that I just
06:14:05	3	outlined as potential registered users would
06:14:08	4	have had log-in and password. That would
06:14:12	5	have been the extent.
06:14:12	6	Q. So without the user log-in and password, you
06:14:16	7	could see two pages of the HarvardConnection
06:14:21	8	website, correct?
06:14:21	9	A. Yes.
06:14:21	10	Q. And the URL to reach that functioning
06:14:24	11	website such as it was was
06:14:26	12	www.harvardconnection.com, right?
06:14:29	13	A. That would take you to the splash front
06:14:34	14	page.
06:14:34	15	Q. Right. And then you could get to one other
06:14:36	16	search page beyond that, right?
06:14:37	17	A. You could get to one other page. That would
06:14:39	18	be a logged-out page, yeah. You would not
06:14:41	19	be like a log-in user.
06:14:44	20	Q. Right. And what showed up on the logged-out
06:14:47	21	page, this second page?
06:14:48	22	A. As I said, it was basically a search, and to
06:14:51	23	do anything to prompt, you would have to log
06:14:54	24	in. It would have probably had links
06:14:55	25	illustrating -- sort of duplicating the

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06:14:57	1	front two links. And I think that's about
06:15:03	2	it.
06:15:03	3	Q. I mean, did it show both the connect and the
06:15:05	4	dating functionality of the website, or
06:15:10	5	suggest it?
06:15:10	6	A. You would be suggested just by the name and
06:15:12	7	what you saw on the front. But, again, I
06:15:17	8	don't think -- it's speculation for me to
06:15:19	9	say what a person could infer other than the
06:15:21	10	fact that they would see a search that they
06:15:24	11	couldn't use.
06:15:24	12	Q. Okay. Would you look at Defendants' Exhibit
06:15:29	13	11 to the deposition again. There are two
06:15:33	14	URLs on that e-mail, correct?
06:15:36	15	A. Right. Right.
06:15:37	16	Q. What is the -- what is the second URL, the
06:15:40	17	one that has php --
06:15:43	18	A. Connect home?
06:15:44	19	Q. Right.
06:15:44	20	A. Is that what you're talking about?
06:15:48	21	Q. Right.
06:15:48	22	A. Yeah, I'm not sure if that page was up at
06:15:51	23	this time. Well, I guess that would be sort
06:15:54	24	of a landing page for the connect side. So
06:15:59	25	there's two layers of pages, and you would

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06:16:02	1		go on the splash side. There would be the
06:16:04	2		front splash, and then if you went down the
06:16:06	3		date side, you'd hit a search that you can't
06:16:09	4		use, and if you went down the connect side,
06:16:12	5		you would hit a search that you couldn't
06:16:14	6		use.
06:16:14	7	Q.	And so what -- would that second URL give
06:16:16	8		you access to the actual source code?
06:16:18	9	A.	No. No, it would not. It would -- I
06:16:21	10		believe it was just a duplication of the
06:16:24	11		date home, what that search -- but it would
06:16:28	12		not give you -- again, you would have to log
06:16:31	13		in. And that side was even less complete,
06:16:34	14		so even if you logged in you may not have
06:16:36	15		been able to operate anything.
06:16:38	16	Q.	Did you ever access the source code for
06:16:42	17		HarvardConnection?
06:16:42	18	A.	No, I don't believe that I've looked at the
06:16:48	19		source code.
06:16:49	20	Q.	Have you ever had any communications,
06:16:51	21		e-mail, telephone, meetings, otherwise, with
06:16:53	22		Mr. Moskovitz?
06:16:53	23	A.	Huh-uh.
06:16:55	24	Q.	No?
06:16:55	25	A.	No.

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